

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In Re Application of:

Date: August 10, 2000

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Anderson

TC 2700 MAIL ROOM

Serial No.: 09/311,173

Group Art Unit: 2773

Filed: May 13, 1999

Examiner: Dela Torre, C.

For: METHOD AND SYSTEM FOR ACCELERATING A USER INTERFACE OF
AN IMAGE CAPTURE UNIT DURING PLAY MODE

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

**TERMINAL DISCLAIMER TO A OBVIATE DOUBLE
PATENTING REJECTION 37 C.F.R. 1.321(c)**

Sir:

The undersigned Attorney of Record, appointed by the Assignee of the entire right, title and interest in and to the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office under Reel/Frame no. 8611/0776 and received on August 26, 1997, submits herewith a Terminal Disclaimer under 37 C.F.R. 1.321(c).

Check no. 1612 in the amount of \$110.00 is enclosed for payment of the fees required by 37 CFR 1.20(d).

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231, on August 10, 2000


Joseph A. Sawyer, Jr.

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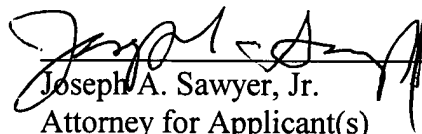
DISCLAIMER

The owner, FlashPoint Technology, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of the patent granted as Patent No. 5,933,137, issued August 3, 1999, the term being defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned Attorney of Record believes this application is in condition for allowance. If any unresolved issues remain, please contact Applicant's attorney at the telephone number indicated below.

Respectfully submitted,


Joseph A. Sawyer, Jr.
Attorney for Applicant(s)
Reg. No. 30,801
(650) 493-4540